

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

NATIONAL CREDIT UNION)	
ADMINISTRATION BOARD, as)	
Liquidating Agent of Southwest)	
Corporate Federal Credit Union, and Members)	
United Corporate Federal Credit Union,)	Case Nos. 13 Civ. 6705 (DLC)
)	13 Civ. 6719 (DLC)
)	13 Civ. 6721 (DLC)
Plaintiff,)	13 Civ. 6726 (DLC)
)	13 Civ. 6727 (DLC)
v.)	13 Civ. 6731 (DLC)
)	13 Civ. 6736 (DLC)
)	
MORGAN STANLEY & CO., INC. and)	
MORGAN STANLEY CAPITAL I INC.,)	
)	
)	
Defendants.)	

And other NCUA cases.

**NOTICE OF MOTION *IN LIMINE*
TO ADMIT EXPERT STATISTICAL SAMPLING TESTIMONY**

PLEASE TAKE NOTICE that Plaintiff National Credit Union Administration Board (“NCUA”) will and hereby does move this Court, before the Honorable Denise L. Cote, on a date and at a time to be determined by the Court, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 10007, for an Order *in limine* admitting the expert statistical sampling testimony of NCUA’s statistical sampling expert, Dr. Charles D. Cowan, in the above-captioned Cases. As explained in the accompanying Memorandum in Support of NCUA’s Motion *in Limine* To Admit Expert Statistical Sampling Testimony, the opinions of Dr. Cowan comply with Federal Rule of Evidence 702 and the standards for expert testimony established in *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509 U.S. 579 (1993), and its progeny.

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